

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X

FRANK MEDLEY,

Plaintiff,

-against-

THE CITY OF NEW YORK; et al,

Defendants.

**DECLARATION OF  
SERVICE OF SUMMONS  
AND COMPLAINT ON  
DEFENDANT CITY OF NEW  
YORK**

**08 CV 4511**

-----X

I, MICHAEL PETER KUSHNER, declare, pursuant to 28 U.S.C. § 1746,  
under penalty of perjury as follows:

1. I am not a party to this action, I am over 18 years of age, and I reside in the State of New York. On May 21, 2008, at approximately 11:10 a.m., I served the summons, complaint, the assigned Judge's Individual Rules, USDC/ SDNY Instructions for Filing an Electronic Case or Appeal, USDC/SDNY Procedures for Electronic Case Filing, and USDC/ SDNY Guidelines for Electronic Case Filing in this matter on defendant CITY OF NEW YORK by delivering a copy of same to DOCKETING CLERK AMANDA GONZALES, an agent authorized by appointment or by law to receive service of process, at LAW DEPARTMENT OF THE CITY OF NEW YORK, 100 Church Street, New York, New York. This person is a Hispanic female, approximately 30 years old, and approximately 5' 6" tall.

Dated: New York, New York  
May 21, 2008

/s/ Michael P. Kushner, Esq.  
MICHAEL PETER KUSHNER (MK 6117)  
350 Fifth Avenue, 68<sup>th</sup> Floor  
New York, New York 10118